

**IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

In re: Michael A Curry  
Debra S Curry

Debtors

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Case no. 17-10433

Chapter 13

Judge: A. Benjamin Goldgar

**NOTICE OF MOTION AND CERTIFICATE OF SERVICE**

Michael A Curry  
Debra S Curry  
214 Chesapeake Bay  
Winthrop Harbor, IL 60096

Sulaiman Law Group  
2500 S Highland Ave #200  
Lombard, IL 60148

Please take notice that on Friday, April 12, 2019 at 10:00 am, a representative of this office shall appear before the Honorable Judge A. Benjamin Goldgar at the Park City Branch Court, 301 Greenleaf Ave, Rm B, Park City, IL 60085 and present the motion set forth below. **Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)**

I certify that this office caused a copy of this notice to be delivered to the above listed debtors by depositing it in the U.S. Mail at 801 Warrenville Road, Lisle, IL and to the debtor's attorney electronically via the Court's CM/ECF system on Thursday, March 14, 2019.

/s/ Louise Karmia

For: Glenn Stearns, Trustee

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**MOTION TO DISMISS FOR NON COMPLIANCE OF THE CONFIRMED PLAN**

Now comes Glenn Stearns, Chapter 13 Trustee, and requests that the discharge of the above referenced case pursuant to 11 U.S.C §1307(c) and Bankruptcy Rule 3015 and in support thereof, states the following:

1. On March 31, 2017, the debtors filed a petition under Chapter 13.
2. On December 01, 2017, the Plan was confirmed for 60 months with payments of \$1,941.00 with unsecured creditors receiving 77.00%.
3. The debtors plan provides that: Debtors shall submit a copy of their W2's, 1099's and tax returns to the Trustee each year by April 30th. Should the Debtors income increase, the Debtors shall file a motion to modify plan to increase payments to the Trustee accordingly.
4. The debtors are in non-compliance under the terms of the confirmed plan for failure to provide their 2017 W2's, 1099's, and tax return.

WHEREFORE, the Trustee prays that this case be dismissed pursuant to Section 1307(c) and for other and further relief, as this court deems proper.

Respectfully Submitted;

/s/ Glenn Stearns

For: Glenn Stearns, Trustee

Glenn Stearns, Trustee  
801 Warrenville Road, Suite 650  
Lisle, IL 60532-4350  
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